

ERICSSON RECEIVED
CENTRAL FAX CENTER

Attorney Docket No.: P13121

JAN 27 2005

January 27, 2005

Via Facsimile 703-872-9306Mail Stop PETITION
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the U.S. Patent and Trademark Office, P. O. Box 1450, Alexandria, VA 22313-1450, or being facsimile transmitted to the USPTO on the date indicated below.

Date: January 27, 2005
Pamela S. NewtonRe: Patent Application for:
"METHOD AND ARRANGEMENT RELATING TO TRANSCEIVERS"
Serial No. 09/888,384
Attorney Docket No. P13121

Dear Sir:

Enclosed for filing please find the following items relating to the above-identified application:

- (1) Petition Under 37 CFR 1.182;
- (2) Exhibit A (2 pages);
- (3) Exhibit B (3 pages); and
- (4) Exhibit C (2 pages).

The commissioner is hereby authorized to charge the \$130.00 petition fee and any additional fees associated with this communication or credit any overpayment to Deposit Account No. 50-1379.

Should you have any questions or comments concerning this matter, please feel free to contact the undersigned at 972/583-1572.

Sincerely,

Steven W. Smith
Reg. No. 36,684

SWS/psn

Ericsson Inc.
6300 Legacy Drive

Attorney Docket No. P13121
Customer Number 27045

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Magnus Gannholm

§
§
§
§
§

Group Art Unit: 2642

Serial No: 09/888,384

Examiner: Bui, Bing Q

Filed: June 26, 2001

Confirmation No.: 9495

RECEIVED
CENTRAL FAX CENTER

JAN 27 2005

For: METHOD AND ARRANGEMENT RELATING TO TRANSCEIVERS

Via Facsimile - 703-872-9306

Mail Stop PETITION
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313.1450

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the U.S. Patent and Trademark Office, P. O. Box 1450, Alexandria, VA 22313-1450, or being facsimile transmitted to the USPTO on the date indicated below.

Date: January 27, 2005

Pamela S. Newton
Pamela S. Newton

Dear Sir:

PETITION UNDER 37 CFR 1.182

The Applicant respectfully requests that the Office correct the record of the above-captioned patent application to show that the Applicant did not submit a non-publication request.

Statement of Facts

1. The Applicant filed U.S. Patent Application No. 09/888,384 on June 26, 2001. The application claimed priority on Swedish Patent Application No. 0002418-2 filed on June 27, 2000.

2. When filing Application No. 09/888,384, the Applicant did not file a non-publication request. The Application Transmittal Letter filed by Applicant's counsel shows that the box associated with a non-publication request was not checked. A copy of the Application Transmittal Letter is attached as Exhibit A.

Amendment - PAGE 1 of 2
EUS/JIP/04-8929

Attorney Docket No. P13121
Customer Number 27045

3. The Office issued a Filing Receipt together with a Notice to File Missing Parts on August 17, 2001. The Filing Receipt indicated that a non-publication request had been filed, but this was not noticed by the Applicant. A copy of the Filing Receipt dated August 17, 2001 is attached as Exhibit B.

4. The Applicant filed a response to the Notice to File Missing Parts on October 12, 2001. Subsequently, the Office issued a second Filing Receipt on November 9, 2001. The second Filing Receipt also indicated that a non-publication request had been filed, although none was ever filed by the Applicant. A copy of the Filing Receipt dated November 9, 2001 is attached as Exhibit C.

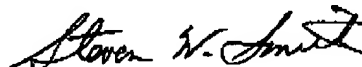
5. While preparing a response to the first Office Action, the Applicant first noticed on January 26, 2005 that the Filing Receipt indicated that a non-publication request had been filed.

Request

The filing of a Rescission of Previous Nonpublication Request is not appropriate in this case because the first paragraph of such a rescission states that a non-publication request was included with the application upon filing. This statement, however, would be false because the Applicant never filed a request for non-publication.

Therefore, it is respectfully requested that the Office correct the record of U.S. Patent Application No. 09/888,384 to show that the Applicant did not submit a non-publication request.

Respectfully submitted,



Steven W. Smith
Registration No. 36,684

Date: January 27, 2005

Ericsson Inc.
6300 Legacy Drive, M/S EVR 1-C-11
Plano, Texas 75024

(972) 583-1572
steve.xl.smith@ericsson.com

Amendment - PAGE 2 of 2
EUS/J/P/04-8929